

Clinger Hutto Poshard
Coble Hyde Pryce (OH)
Collins (GA) Inglis Quillen
Combest Inhofe Quinn
Condit Inslee Rahall
Cooper Istook Ramstad
Costello Johnson (GA) Ravenel
Cox Johnson (SD) Regula
Cramer Johnson, Sam Ridge
Crane Kaptur Roberts
Crapo Kasich Rogers
Cunningham Kim Rohrabacher
Danner King Ros-Lehtinen
Darden Kingston Roth
de la Garza Kleczka Roukema
Deal Klink Royce
DeLay Klug Sangmeister
Diaz-Balart Knollenberg Santorum
Dickey Kolbe Sarpalius
Doolittle Kyl Saxton
Dorman LaFalce Schaefer
Dreier Lancaster Schiff
Duncan Leach Sensenbrenner
Dunn Levy Shaw
Edwards (TX) Lewis (CA) Shays
Ehlers Lewis (FL) Shuster
Emerson Lewis (KY) Sisisky
Everett Lightfoot Skeen
Ewing Linder Skelton
Fawell Lipinski Smith (MI)
Fields (TX) Livingston Smith (NJ)
Fish Lloyd Smith (OR)
Fowler Lucas Smith (TX)
Franks (CT) Machtley Snowe
Franks (NJ) Manzullo Solomon
Frost Mazzoli Spence
Gallegly McCandless Spratt
Gekas McCollum Stearns
Geren McHale Stenholm
Gilchrest McHugh Stump
Gillmor McInnis Sundquist
Gilman McKeon Swett
Gingrich McMillan Talent
Goodlatte McNulty Tanner
Goodling Meyers Tauzin
Gordon Mica Taylor (MS)
Goss Michel Taylor (NC)
Grams Miller (FL) Tejeda
Grandy Minge Thomas (CA)
Greenwood Molinari Thomas (WY)
Gunderson Montgomery Torkildsen
Hall (OH) Moorhead Tucker
Hall (TX) Myers Upton
Hamilton Nussle Valentine
Hancock Ortiz Volkmer
Hansen Orton Vucanovich
Hastert Oxley Walker
Hayes Packard Walsh
Hefley Parker Weldon
Herger Paxon Williams
Hobson Payne (VA) Wilson
Hoekstra Penny Wise
Hoke Peterson (MN) Wolf
Holden Petri Young (AK)
Horn Pickett Young (FL)
Houghton Pombo Zeff
Hunter Porter Zimmer
Hutchinson Portman

NOT VOTING—11

Bishop McCreary Rowland
Gallo McCurdy Slattery
Huffington McDade Whitten
Laughlin Obey

So the motion was not agreed to.
After some further time,

75.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BARTON:

Page 33, after line 24, insert the following new section:

SEC. 138. No funds made available pursuant to any provision of this Act shall be used to implement or enforce any system of registration of unmarried, cohabiting couples whether they are homosexual, lesbian, or heterosexual, including but not limited to registration for the purpose of extending employment, health, or governmental benefits to such couples on the same basis that such benefits are extended to legally married couples; nor shall any funds made available pursuant to any provision of this Act otherwise

be used to implement or enforce D.C. Act 9-188, signed by the Mayor of the District of Columbia on April 15, 1992.

It was decided in the affirmative { Yeas 251
Nays 176

75.11

[Roll No. 321]

AYES—251

Allard Grams Parker
Andrews (TX) Grandy Paxon
Applegate Greenwood Payne (VA)
Archer Hall (OH) Penny
Army Hall (TX) Peterson (FL)
Bachus (AL) Hamilton Peterson (MN)
Baesler Hancock Petri
Baker (CA) Hansen Pickett
Baker (LA) Hastert Pickle
Ballenger Hayes Pombo
Barca Hefley Pomeroy
Barcia Hefner Porter
Barlow Herger Portman
Barrett (NE) Hobson Poshard
Barrett (WI) Hoekstra Pryce (OH)
Bartlett Hoke Quillen
Barton Holden Quinn
Bateman Horn Rahall
Bentley Hunter Ramstad
Bereuter Hutchinson Ravenel
Bevill Hutto Regula
Bilirakis Hyde Ridge
Bliley Inglis Roberts
Boehner Inhofe Roemer
Bonilla Inslee Rogers
Boucher Istook Romero-Barcelo
Brewster Johnson (GA) (PR)
Browder Johnson (SD) Ros-Lehtinen
Bunning Johnson, Sam Rose
Burton Kanjorski Roth
Buyer Kaptur Roukema
Callahan Kasich Royce
Calvert Kim Sangmeister
Camp King Santorum
Canady Kingston Sarpalius
Castle Kleczka Saxton
Chapman Klink Schaefer
Clement Klug Sensenbrenner
Clinger Coble Shaw
Coble Kyl Shepherd
Collins (GA) LaFalce Shuster
Combest Lambert Sisisky
Cooper Lancaster Skeen
Costello Levy Skelton
Cox Lewis (CA) Smith (MI)
Cramer Lewis (FL) Smith (NJ)
Crane Lewis (KY) Smith (OR)
Crapo Lightfoot Smith (TX)
Cunningham Linder Snowe
Danner Lipinski Solomon
Darden Livingston Spence
Darden Lloyd Spratt
de la Garza Lucas Stearns
Deal DeLay Machtley
DeLay Manton Stenholm
Diaz-Balart Stump
Dickey Manzullo Stupak
Dingell Martinez Sundquist
Doolittle Mazzoli Swett
Dorman McCandless Talent
Dreier McCollum Tanner
Duncan McCreary Tauzin
Dunn McHale Taylor (MS)
Edwards (TX) McHugh Taylor (NC)
Ehlers McInnis Tejeda
Emerson McKeon Thomas (CA)
Everett McMillan Thomas (WY)
Ewing McNulty Thornton
Fawell Meyers Traficant
Fields (TX) Mica Tucker
Fowler Michel Upton
Franks (CT) Miller (FL) Valentine
Franks (NJ) Minge Volkmer
Frost Molinari Vucanovich
Gallegly Mollohan Walker
Gekas Montgomery Walsh
Geren Moorhead Weldon
Gillmor Murphy Whitten
Gilman Murtha Wilson
Gingrich Myers Wise
Glickman Nussle Wolf
Goodlatte Ortiz Young (AK)
Goodling Orton Young (FL)
Gordon Oxley Zeff
Goss Packard Zimmer

NOES—176

Abercrombie Becerra Blackwell
Ackerman Beilenson Blute
Andrews (ME) Berman Boehlert
Andrews (NJ) Bilbray Bonior

Borski Harman Pallone
Brooks Hastings Pastor
Brown (CA) Hilliard Payne (NJ)
Brown (FL) Hinchey Pelosi
Brown (OH) Hoagland Price (NC)
Bryant Hochbrueckner Rangel
Byrne Houghton Reed
Cantwell Hoyer Reynolds
Cardin Hughes Richardson
Carr Jacobs Rohrabacher
Clay Jefferson Rostenkowski
Clayton Johnson (CT) Roybal-Allard
Clyburn Johnson, E. B. Rush
Coleman Johnston Sabo
Collins (IL) Kennedy Sanders
Collins (MI) Kennelly Sawyer
Condit Kildee Schenk
Conyers Klein Schiff
Coppersmith Kolbe Schroeder
Coyne Kopetski Schumer
de Lugo (VI) Kreidler Scott
DeFazio Lantos Serrano
DeLauro LaRocco Sharp
Dellums Lazio Shays
Derrick Leach Skaggs
Deutsch Lehman Slaughter
Dicks Levin Smith (IA)
Dixon Lewis (GA) Stark
Dooley Long Stokes
Durbin Lowey Strickland
Edwards (CA) Maloney Studds
Engel Mann Swift
English Margolies-Synar
Eshoo Mezvinsky Thompson
Evans Markey Thurman
Faleomavaega Matsui Torkildsen
(AS) McCloskey Torres
Farr McDermott Torricelli
Fazio McKinney Towns
Fields (LA) Meehan Underwood (GU)
Filner Meek Unsoeld
Fingerhut Menendez Velazquez
Fish MFume Vento
Flake Miller (CA) Visclosky
Foglietta Mineta Washington
Frank (MA) Mink Waters
Furse Moakley Watt
Gejdenson Moran Waxman
Gephardt Morella Wheat
Gibbons Nadler Williams
Gilchrest Neal (MA) Woolsey
Gonzalez Neal (NC) Wyden
Green Norton (DC) Wynn
Gunderson Oberstar Yates
Gutierrez Oliver
Hamburg Owens

NOT VOTING—12

Bacchus (FL) Gallo McDade
Bishop Huffington Obey
Ford (MI) Laughlin Rowland
Ford (TN) McCurdy Slattery

So the amendment was agreed to.
The SPEAKER pro tempore, Mr. SHARP, assumed the Chair.

When Mr. MFUME, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

By unanimous consent, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

In lieu of the matter proposed to be added to the bill by the amendment, add the following:

DEATH VALLEY NATIONAL PARK ADVISORY COMMISSION

SEC. 208. (a) The Secretary shall establish an Advisory Commission of no more than 15 Members, to advise the Secretary concerning the development and implementation of a new or revised comprehensive management plan for Death Valley National Park.

(b)(1) The advisory commission shall include an elected official for each County within which any part of the park is located, a representative of the owners of private properties located within or immediately adjacent to the park, and other members representing persons actively engaged in grazing and range management, mineral exploration and development, and persons with expertise in relevant fields, including geology, biology, ecology, law enforcement, and the protection and management of National Park resources and values.

(2) Vacancies in the Commission shall be filled by the Secretary so as to maintain the full diversity of views required to be represented on the Commission.

(c) The Federal Advisory Committee Act shall apply to the procedures and activities of the advisory commission.

(d) The advisory commission shall cease to exist ten years after the date of its establishment.

On Page 47, line 19, Section 410(a)(1), after "Southern California Edison Company," add "its successors or assigns,"

—Page 43, line 43, strike "PARK" and insert "PRESERVE".

—Page 44, line 3, strike "park" and insert "preserve".

—Page 44, line 15, strike "PARK" and insert "PRESERVE".

—Page 44, line 17, strike "Park" and insert "Preserve".

—Page 45, line 9, strike "park" and insert "preserve".

—Page 45, line 24, strike "(a)" after "SEC. 406."

—Page 45, line 24, strike "park" and insert "preserve".

—Page 46, after line 3, insert the following:

"(b) The Secretary shall permit hunting, fishing, and trapping on lands and waters within the preserve designated by this Act in accordance with applicable Federal and State laws except that the Secretary may designate areas where, and establish periods when, no hunting, fishing, or trapping will be permitted for reasons of public safety, administration, or compliance with provisions of applicable law. Except in emergencies, regulations closing areas to hunting, fishing, or trapping pursuant to this subsection shall be put into effect only after consultation with the appropriate State agency having responsibility for fish and wildlife. Nothing in this Act shall be construed as affecting the jurisdiction or responsibilities of the States with respect to fish and wildlife on Federal lands and waters covered by this title nor shall anything in this Act be construed as authorizing the Secretary concerned to require a Federal permit to hunt, fish, or trap on Federal lands and waters covered by this title."

—Page 46, line 6, strike "park" and insert "preserve".

—Page 46, line 16, strike "park" and insert "preserve".

—Page 46, line 24, strike "park" and insert "preserve".

—Page 47, line 7, strike "park" and insert "preserve".

—Page 47, line 10, strike "park" and insert "preserve".

—Page 47, line 20, strike "Park" and insert "Preserve".

—Page 47, line 23, strike "park" and insert "preserve".

—Page 49, line 6, strike "park" and insert "preserve".

—Page 49, line 11, strike "park" and insert "preserve".

—Page 49, line 14, strike "park" and insert "preserve".

—Page 50, line 4, strike "Park" and insert "Preserve".

—Page 50, line 7, strike "park" and insert "preserve".

—Page 50, line 18, strike "Park" and insert "Preserve".

—Page 50, line 21, strike "park" and insert "preserve".

—Page 51, line 5, strike "Park" and insert "Preserve".

—Page 51, line 8, strike "park" and insert "preserve".

—Page 51, line 15, strike "park" and insert "preserve".

—Page 51, line 17, strike "park" and insert "preserve".

—Page 51, line 20, strike "park" and insert "preserve".

—Page 51, line 22, strike "park" and insert "preserve".

—Page 51, line 25, strike "park-related" and insert "preserve-related".

—Page 51, line 26, strike "park" and insert "preserve".

—Page 52, line 4, strike "park" and insert "preserve".

—Page 52, line 13, strike "park" and insert "preserve".

—Page 53, line 3, strike "park" and insert "preserve".

—Page 53, line 6, strike "park" and insert "preserve".

—Page 53, line 9, strike "park" and insert "preserve".

—Page 53, line 12, strike "park" and insert "preserve".

—Page 53, line 18, strike "park" and insert "preserve".

—Page 53, line 25, strike "park" and insert "preserve".

—Page 54, line 2, strike "PARK" and insert "PRESERVE".

—Page 54, line 4, strike "Park" and insert "Preserve".

—Page 55, line 8, strike "Park" and insert "Preserve".

—Page 59, line 5, strike "wilderness or parks" and insert "wilderness, parks, or preserve".

—Page 59, line 8, strike "wilderness or parks" and insert "wilderness, parks, or preserve".

—Page 59, beginning on line 22, strike "parks and wilderness" and insert "parks, wilderness, and preserve".

—Page 59, line 25, strike "parks and wilderness" and insert "parks, wilderness, or preserve".

—Page 60, beginning on line 4, strike "parks and wilderness" and insert "park, wilderness, or preserve".

Amend Section 402 (relating to Establishment of the Mojave National Park) of bill to read as follows:

"SEC. 402. There is hereby established the Mojave National Park, comprising approximately one million four hundred nineteen thousand eight hundred acres, as generally depicted on a map entitled "Mojave National Park Boundary—Proposed" dated May 17, 1994, which shall be on file and available for inspection in the appropriate offices of the Director of the National Park Service, Department of the Interior."

Amendment offered by Mr. MILLER of California to the amendment offered by Mr. BILBRAY: Insert "(a)" after "402." and add at the end the following:

(b)(1) There is hereby established the Dinosaur Trackway Area of Critical Environmental Concern within the California Desert Conservation Area, of the Bureau of Land Management, comprising approximately five hundred and ninety acres as generally depicted on a map entitled "Dinosaur Trackway Area of Critical Environmental Concern", dated July 1993. The Secretary shall administer the area to preserve the paleontological resources within the area.

(2) Subject to valid existing rights, the Federal lands within and adjacent to the Dinosaur Trackway Area of Critical Environ-

mental Concern, as generally depicted on a map entitled "Dinosaur Trackway Mineral Withdrawal Area", dated July 1993, are hereby withdrawn from all forms of entry, appropriation, or disposal under the public land laws; from location, entry, and patent under the United States mining laws; and from disposition under all laws pertaining to mineral and geothermal leasing, and mineral materials, and all amendments thereto.

Page 46, line 13, after "SEC. 408" insert "(a)".

Page 46, after line 21 insert the following:

(b)(1) Notwithstanding any other provision of law, the Secretary of the Interior shall permit the holder or holders of mining claims identified on the records of the Bureau of Land Management as Volco #A CAMC 105446 and Volco #B CAMC 105447 to continue exploration and development activities on such claims for a period of two years after the date of enactment of this Act, subject to the same regulations as applied to such activities on such claims on the day before such date of enactment.

(2) At the end of the period specified in paragraph 91), or sooner if so requested by the holder or holders of the claims specified in such paragraph, the Secretary shall determine whether there has been a discovery of valuable minerals on such claims and whether, if such discovery had been made on or before July 1, 1994, such claims would have been valid as of such date under the mining laws of the United States in effect on such date.

(3) If the Secretary, pursuant to paragraph (2), makes an affirmative determination concerning the claims specified in paragraph (1), the holder or holders of such claims shall be permitted to continue to operate such claims subject only to such regulations as applied on July 1, 1994 to the exercise of valid existing rights on patented mining claims within a unit of the National Park System.

In the matter proposed to be inserted by the amendment, strike "With the exception" and all that follows and insert "Unless and until acquired by the United States, no lands within the boundaries of wilderness areas or National Park System units designated or enlarged by this Act that are owned by any person or entity other than the United States shall be subject to any of the rules or regulations applicable solely to the Federal lands within such boundaries and may be used to the extent allowed by applicable law. Neither the location of such lands within such boundaries nor the possible acquisition of such lands by the United States shall constitute a bar to the otherwise lawful issuance of any federal license or permit other than a license or permit related to activities governed by 16 U.S.C. §4601-22(c). Nothing in this section shall be construed as affecting the applicability of any provision of the Mining in the Parks Act (16 U.S.C. §1901 et seq.), the Clean Air Act (42 U.S.C. 7401 et seq.) or regulations applicable to oil and gas development as set forth in 36 CFR 9.B."

Page 54, lines 13 and 14, strike "one hundred seventy-nine thousand four hundred and eighteen acres" and in lieu thereof insert "one hundred sixty-two thousand one hundred and thirty-eight acres".

Page 59, line 22, insert "(a)" after "606."

Page 60, after line 11, insert the following:

(b)(1) The Secretary, in consultation with the Timbisha Shoshone Tribe and relevant Federal agencies, shall conduct a study, subject to the availability of appropriations, to identify lands suitable for a reservation for the Timbisha Shoshone Tribe that are located within the Tribe's aboriginal homeland area.

(2) Not later than two years after the date of enactment of this Act, the Secretary shall submit a report to the Committee on Energy

and Natural Resources and the Committee on Indian Affairs of the Senate, and the Committee on Natural Resources of the House of Representatives on the results of the study conducted under paragraph (1).

Page 62, after line 25, insert the following:

(3) Any other Federal land, or interest therein, within the State of California, which is or becomes surplus to the needs of the Federal Government.

The Secretary may exclude, in his discretion, from such list lands located within, or contiguous to, the exterior boundaries of lands held in trust for a federally recognized Indian tribe located in the State of California.

In the matter proposed to be inserted on page 66 after line 2, strike "The Secretary" and all that follows and insert after paragraph (3) as contained in such matter the following:

Page 66, after line 2, insert the following:

(3) Any other Federal land, or interest therein, within the State of California, which is or becomes surplus to the needs of the Federal Government.

The Secretary may exclude, in his discretion, from such list lands located within, or contiguous to, the exterior boundaries of lands held in trust for a federally recognized Indian tribe located in the State of California.

On page 61, after line 13, insert the following:

(e) Nothing in this Act shall be construed to affect the operation of federally owned dams located on the Colorado River in the Lower Basin.

(f) Nothing in this Act shall be construed to amend, supersede, or preempt any State law, Federal law, interstate compact, or international treaty pertaining to the Colorado River (including its tributaries) in the Upper Basin, including, but not limited to the appropriation, use, development, storage, regulation, allocation, conservation, exportation, or quality of those rivers.

(g) With respect to the Havasu and Imperial wilderness areas designated by section 111 of Title I of this Act, no rights to water of the Colorado River are reserved, either expressly, impliedly, or otherwise.

Page 64, beginning on line 23, strike "the Catellus" and all that follows through "Catellus)" and insert "holder of private lands (hereafter in this section referred to as the 'landowner')".

Page 65, line 3, strike "Catellus" and insert "the landowner".

Page 65, line 7, strike "Catellus" and insert "the landowner".

Page 65, line 9, strike "Catellus" and insert "the landowner".

Page 67, line 8, strike "Catellus" and insert "the landowner".

Page 67, line 12, strike "Catellus" and insert "private".

Page 67, line 17, strike "Catellus" and insert "each landowner".

Page 67, line 19, strike "Catellus" and insert "the landowner".

Page 67, line 23, strike "Catellus" and insert "The landowner".

Page 68, line 6, strike "Catellus's" and insert "the landowner's".

Page 68, line 8, strike "Catellus" and insert "the landowner".

Page 68, line 9, strike "Catellus" and insert "the landowner".

—Page 69, after line 23, add the following:

TITLE VIII—CALIFORNIA MILITARY LANDS WITHDRAWAL

SEC. 801. SHORT TITLE AND FINDINGS.

(a) SHORT TITLE.—This title may be cited as the "California Military Lands Withdrawal and Overflights Act of 1994".

(b) FINDINGS.—The Congress finds that—

(1) the Federal lands within the desert regions of California have provided essential

opportunities for military training, research, and development for the Armed Forces of the United States and allied nations;

(2) alternative sites for military training and other military activities carried out on Federal lands in the California desert area are not readily available;

(3) while changing world conditions have lessened to some extent the immediacy of military threats to the national security of the United States and its allies, there remains a need for military training, research, and development activities of the types that have been carried out of Federal lands in the California desert area; and

(4) continuation of existing military training, research, and development activities, under appropriate terms and conditions, is not incompatible with the protection and proper management of the natural, environmental, cultural, and other resources and values of the Federal lands in the California desert area.

SEC. 802. WITHDRAWALS.

(a) CHINA LAKE.—(1) Subject to valid existing rights and except as otherwise provided in this title, the Federal lands referred to in paragraph (2), and all other areas within the boundary of such lands as depicted on the map specified in such paragraph which may become subject to the operation of the public land laws, are hereby withdrawn from all forms of appropriation under the public land laws (including the mining laws and the mineral leasing laws). Such lands are reserved for use by the Secretary of the Navy for—

(A) use as a research, development, test, and evaluation laboratory;

(B) use as a range for air warfare weapons and weapon systems;

(C) use as a high hazard training area for aerial gunnery, rocketry, electronic warfare and countermeasures, tactical maneuvering and air support; and

(D) subject to the requirements of section 804(f), other defense-related purposes consistent with the purposes specified in this paragraph.

(2) The lands referred to in paragraph (1) are the Federal lands, located within the boundaries of the China Lake Naval Weapons Center, comprising approximately 1,100,000 acres in Inyo, Kern, and San Bernardino Counties, California, as generally depicted on a map entitled "China Lake Naval Weapons Center Withdrawal—Proposed", dated January 1985, and filed in accordance with section 803.

(b) CHOCOLATE MOUNTAIN.—(1) Subject to valid existing rights and except as otherwise provided in this title, the Federal lands referred to in paragraph (2), and all other areas within the boundary of such lands as depicted on the map specified in such paragraph which may become subject to the operation of the public land laws, are hereby withdrawn from all forms of appropriation under the public land laws (including the mining laws and the mineral leasing and the geothermal leasing laws). Such lands are reserved for use by the Secretary of the Navy for—

(A) testing and training for aerial bombing, missile firing, tactical maneuvering and air support; and

(B) subject to the provisions of section 804(f), other defense-related purposes consistent with the purposes specified in this paragraph.

(2) The lands referred to in paragraph (1) are the Federal lands comprising approximately 226,711 acres in Imperial County, California, as generally depicted on a map entitled "Chocolate Mountain Aerial Gunnery Range Proposed—Withdrawal" dated July 1993 and filed in accordance with section 803.

(c) EL CENTRO RANGES.—(1) Subject to valid existing rights, and except as otherwise

provided in this title, the Federal lands referred to in paragraph (2), and all other areas within the boundaries of such lands as depicted on the map specified in such paragraph which may become subject to the operation of the public land laws, are hereby withdrawn from all forms of appropriation under the public land laws (including the mining laws) but not the mineral or geothermal leasing laws. Such lands are reserved for use by the Secretary of the Navy for—

(A) defense-related purposes in accordance with the Memorandum of Understanding dated June 29, 1987, between the Bureau of Land Management, the Bureau of Reclamation, and the Department of the Navy; and

(B) subject to the provisions of section 804(f), other defense-related purposes consistent with the purposes specified in this paragraph.

(2) The lands referred to in paragraph (1) are the Federal lands comprising approximately 46,600 acres in Imperial County, California, as generally depicted on a map entitled "Exhibit A, Naval Air Facility, El Centro, California, Land Acquisition Map, Range 2510 (West Mesa) dated March 1993 and a map entitled "Exhibit B, Naval Air Facility, El Centro, California, Land Acquisition Map Range 2512 (East Mesa)" dated March 1993.

SEC. 803. MAPS AND LEGAL DESCRIPTIONS.

(a) PUBLICATION AND FILING REQUIREMENT.—As soon as practicable after the date of enactment of this title, the Secretary of the Interior shall—

(1) publish in the Federal Register a notice containing the legal description of the lands withdrawn and reserved by this title; and

(2) file maps and the legal description of the lands withdrawn and reserved by this title with the Committee on Energy and Natural Resources of the United States Senate and with the Committee on Natural Resources of the United States House of Representatives.

(b) TECHNICAL CORRECTIONS.—Such maps and legal descriptions shall have the same force and effect as if they were included in this title except that the Secretary of the Interior may correct clerical and typographical errors in such maps and legal descriptions.

(c) AVAILABILITY FOR PUBLIC INSPECTION.—Copies of such maps and legal descriptions shall be available for public inspection in the Office of the Director of the Bureau of Land Management, Washington, District of Columbia; the Office of the Director, California State Office of the Bureau of Land Management, Sacramento, California; the office of the commander of the Naval Weapons Center, China Lake, California; the office of the commanding officer, Marine Corps Air Station, Yuma, Arizona; and the Office of the Secretary of Defense, Washington, District of Columbia.

(d) REIMBURSEMENT.—The Secretary of Defense shall reimburse the Secretary of the Interior for the cost of implementing this section.

SEC. 804. MANAGEMENT OF WITHDRAWN LANDS.

(A) MANAGEMENT BY THE SECRETARY OF THE INTERIOR.—(1) Except as provided in subsection (g), during the period of the withdrawal the Secretary of the Interior shall manage the lands withdrawn under section 802 pursuant to the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) and other applicable law, including this Act.

(2) To the extent consistent with applicable law and Executive orders, the lands withdrawn under section 802 may be managed in a manner permitting—

(A) the continuation of grazing pursuant to applicable law and Executive orders where

permitted on the date of enactment of this title;

(B) protection of wildlife and wildlife habitat;

(C) control of predatory and other animals;

(D) recreation (but only on lands withdrawn by section 802(a) (relating to China Lake));

(E) the prevention and appropriate suppression of brush and range fires resulting from nonmilitary activities; and

(F) geothermal leasing on the lands withdrawn under section 802(a) (relating to China Lake).

(3)(A) All nonmilitary use of such lands, including the uses described in paragraph (2), shall be subject to such conditions and restrictions as may be necessary to permit the military use of such lands for the purposes specified in or authorized pursuant to this title.

(B) The Secretary of the Interior may issue any lease, easement, right-of-way, or other authorization with respect to the nonmilitary use of such lands only with the concurrence of the Secretary of the Navy.

(b) CLOSURE TO PUBLIC.—(1) If the Secretary of the Navy determines that military operations, public safety, or national security require the closure to public use of any road, trail, or other portion of the lands withdrawn by this title, the Secretary may take such action as the Secretary determines necessary or desirable to effect and maintain such closure.

(2) Any such closure shall be limited to the minimum areas and periods which the Secretary of the Navy determines are required to carry out this subsection.

(3) Before and during any closure under this subsection, the Secretary of the Navy shall—

(A) keep appropriate warning notices posted; and

(B) take appropriate steps to notify the public concerning such closures.

(c) MANAGEMENT PLAN.—The Secretary of the Interior (after consultation with the Secretary of the Navy) shall develop a plan for the management of each area withdrawn under section 802 during the period of such withdrawal. Each plan shall—

(1) be consistent with applicable law;

(2) be subject to conditions and restrictions specified in subsection (a)(3);

(3) include such provisions as may be necessary for proper management and protection of the resources and values of such area; and

(4) be developed not later than three years after the date of enactment of this title.

(d) BRUSH AND RANGE FIRES.—The Secretary of the Navy shall take necessary precautions to prevent and suppress brush and range fires occurring within and outside the lands withdrawn under section 802 as a result of military activities and may seek assistance from the Bureau of Land Management in the suppression of such fires. The memorandum of understanding required by subsection (e) shall provide for Bureau of Land Management assistance in the suppression of such fires, and for a transfer of funds from the Department of the Navy to the Bureau of Land Management as compensation for such assistance.

(e) MEMORANDUM OF UNDERSTANDING.—(1) The Secretary of the Interior and the Secretary of the Navy shall (with respect to each land withdrawal under section 802) enter into a memorandum of understanding to implement the management plan developed under subsection (c) Any such memorandum of understanding shall provide that the Director of the Bureau of Land Management shall provide assistance in the suppression of fires resulting from the military use of lands withdrawn under section 802 if requested by the Secretary of the Navy.

(2) The duration of any such memorandum shall be the same as the period of the withdrawal of the lands under section 802.

(f) ADDITIONAL MILITARY USES.—(1) Lands withdrawn by section 802 may be used for defense-related uses other than those specified in such section. The Secretary of Defense shall promptly notify the Secretary of the Interior in the event that the lands withdrawn by this title will be used for defense-related purposes other than those specified in section 802. Such notification shall indicate the additional use of uses involved, the proposed duration of such uses, and the extent to which such additional military uses of the withdrawn lands will require that additional or more stringent conditions or restrictions be imposed on otherwise-permitted nonmilitary uses of the withdrawn land or portions thereof.

(g) MANAGEMENT OF CHINA LAKE.—(1) The Secretary of the Interior may assign the management responsibility for the lands withdrawn under section 802(a) to the Secretary of the Navy who shall manage such lands, and issue leases, easements, rights-of-way, and other authorizations, in accordance with this title and cooperative management arrangements between the Secretary of the Interior and the Secretary of the Navy. In the case that the Secretary of the Interior assigns such management responsibility to the Secretary of the Navy before the development of the management plan under subsection (c), the Secretary of the Navy (after consultation with the Secretary of the Interior) shall develop such management plan.

(2) The Secretary of the Interior shall be responsible for the issuance of any lease, easement, right-of-way, and other authorization with respect to any activity which involves both the lands withdrawn under section 802(a) and any other lands. Any such authorization shall be issued only with the consent of the Secretary of the Navy and, to the extent that such activity involves lands withdrawn under section 802(a), shall be subject to such conditions as the Secretary of the Navy may prescribe.

(3) The Secretary of the Navy shall prepare and submit to the Secretary of the Interior and annual report on the status of the natural and cultural resources and values of the lands withdrawn under section 802(a). The Secretary of the Interior shall transmit such report to the Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate.

(4) The Secretary of the Navy shall be responsible for the management of wild horses and burros located on the lands withdrawn under section 802(a) and may utilize helicopters and motorized vehicles for such purposes. Such management shall be in accordance with laws applicable to such management on public lands and with an appropriate memorandum of understanding between the Secretary of the Interior and the Secretary of the Navy.

(5) Neither this Act nor any other provision of law shall be construed to prohibit the Secretary of the Interior from issuing and administering any lease for the development and utilization of geothermal steam and associated geothermal resources on the lands withdrawn under section 802(a) pursuant to the Geothermal Steam Act of 1970 (30 U.S.C. 1001 et seq.) and other applicable law, but no such lease shall be issued without the concurrence of the Navy.

(6) This title shall not affect the geothermal exploration and development authority of the Secretary of the Navy under section 2689 of title 10, United States Code, except that the Secretary of the Navy shall obtain the concurrence of the Secretary of the Interior before taking action under that

section with respect to the lands withdrawn under section 802(a).

(7) Upon the expiration of the withdrawal made by subsection 802(a) or relinquishment of the lands withdrawn by that subsection, Navy contracts for the development of geothermal resources at China Lake then in effect (including amendments or renewals by the Navy after the date of enactment of this Act shall remain in effect: *Provided*, that the Secretary of the Interior, with the consent of the Secretary of the Navy, may offer to substitute a standard geothermal lease for any such contract.

(h) MANAGEMENT OF EL CENTRO RANGES.—To the extent consistent with this title, the lands and minerals within the areas described in section 802(c) shall be managed in accordance with the Cooperative Agreement entered into between the Bureau of Land Management, Bureau of Reclamation, and the Department of the Navy, dated June 29, 1987.

SEC. 805. DURATION OF WITHDRAWALS.

(a) DURATION.—The withdrawal and reservation established by this title shall terminate 15 years after the date of enactment of this Act.

(b) DRAFT ENVIRONMENTAL IMPACT STATEMENT.—No later than 12 years after the date of enactment of this Act, the Secretary of the Navy shall publish a draft environmental impact statement concerning continued or renewed withdrawal of any portion of the lands withdrawn by this title for which that Secretary intends to seek such continued or renewed withdrawal. Such draft environmental impact statement shall be consistent with the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) applicable to such a draft environmental impact statement. Prior to the termination date specified in subsection (a), the Secretary of the Navy shall hold a public hearing on any draft environmental impact statement published pursuant to this subsection. Such hearing shall be held in the State of California in order to receive public comments on the alternatives and other matters included in such draft environmental impact statement.

(c) EXTENSIONS OR RENEWALS.—The withdrawals established by this title may not be extended or renewed except by an Act or joint resolution.

SEC. 806. ONGOING DECONTAMINATION.

(a) PROGRAM.—Throughout the duration of the withdrawals made by this title, the Secretary of the Navy, to the extent funds are made available, shall maintain a program of decontamination of lands withdrawn by this title at least at the level of decontamination activities performed on such lands in fiscal year 1986.

(b) REPORTS.—At the same time as the President transmits to the Congress the President's proposed budget for the first fiscal year beginning after the date of enactment of this Act and for each subsequent fiscal year, the Secretary of the Navy shall transmit to the Committees on Appropriations, Armed Services, and Energy and Natural Resources of the Senate and to the Committees on Appropriations, Armed Services, and Natural Resources of the House of Representatives a description of the decontamination efforts undertaken during the previous fiscal year on such lands and the decontamination activities proposed for such lands during the next fiscal year including:

(1) amounts appropriated and obligated or expended for decontamination of such lands;

(2) the methods used to decontaminate such lands;

(3) amount and types of contaminants removed from such lands;

(4) estimated types and amounts of residual contamination on such lands; and

(5) an estimate of the costs for full decontamination of such lands and the estimate of the time to complete such decontamination.

SEC. 807. REQUIREMENTS FOR RENEWAL.

(a) NOTICE AND FILING.—(1) No later than three years prior to the termination of the withdrawal and reservation established by this title, the Secretary of the Navy shall advise the Secretary of the Interior as to whether or not the Secretary of the Navy will have a continuing military need for any of the lands withdrawn under section 802 after the termination date of such withdrawal and reservation.

(2) If the Secretary of the Navy concludes that there will be a continuing military need for any of such lands after the termination date, the Secretary shall file an application for extension of the withdrawal and reservation of such needed lands in accordance with the regulations and procedures of the Department of the Interior applicable to the extension of withdrawals of lands for military uses.

(3) If, during the period of withdrawal and reservation, the Secretary of the Navy decides to relinquish all or any of the lands withdrawn and reserved by this title, the Secretary shall file a notice of intention to relinquish with the Secretary of the Interior.

(b) CONTAMINATION.—(1) Before transmitting a notice of intention to relinquish pursuant to subsection (a), the Secretary of Defense, acting through the Department of Navy, shall prepare a written determination concerning whether and to what extent the lands that are to be relinquished are contaminated with explosive, toxic, or other hazardous materials.

(2) A copy of such determination shall be transmitted with the notice of intention to relinquish.

(3) Copies of both the notice of intention to relinquish and the determination concerning the contaminated state of the lands shall be published in the Federal Register by the Secretary of the Interior.

(c) DECONTAMINATION.—If any land which is the subject of a notice of intention to relinquish pursuant to subsection (a) is contaminated, and the Secretary of the Interior, in consultation with the Secretary of the Navy, determines that decontamination is practicable and economically feasible (taking into consideration the potential future use and value of the land) and that upon decontamination, the land could be opened to operation of some or all of the public land laws, including the mining laws, the Secretary of the Navy shall decontaminate the land to the extent that funds are appropriated for such purpose.

(d) ALTERNATIVES.—If the Secretary of the Interior, after consultation with the Secretary of the Navy, concludes that decontamination of any land which is the subject of a notice of intention to relinquish pursuant to subsection (a) is not practicable or economically feasible, or that the land cannot be decontaminated sufficiently to be opened to operation of some or all of the public land laws, or if Congress does not appropriate a sufficient amount of funds for the decontamination of such land, the Secretary of the Interior shall not be required to accept the land proposed for relinquishment.

(e) STATUS OF CONTAMINATED LANDS.—If, because of their contaminated state, the Secretary of the Interior declines to accept jurisdiction over lands withdrawn by this title which have been proposed for relinquishment, or if at the expiration of the withdrawal made by this title the Secretary of the Interior determines that some of the lands withdrawn by this title are contaminated to an extent which prevents opening such contaminated lands to operation of the public land laws—

(1) the Secretary of the Navy shall take appropriate steps to warn the public of the contaminated state of such lands and any risks associated with entry onto such lands;

(2) after the expiration of the withdrawal, the Secretary of the Navy shall undertake no activities on such lands except in connection with decontamination of such lands; and

(3) the Secretary of the Navy shall report to the Secretary of the Interior and to the Congress concerning the status of such lands and all actions taken in furtherance of this subsection.

(f) REVOCATION AUTHORITY.—Notwithstanding any other provision of law, the Secretary of the Interior, upon deciding that it is in the public interest to accept jurisdiction over lands proposed for relinquishment pursuant to subsection (a), is authorized to remove the withdrawal and reservation established by this title as it applies to such lands. Should the decision be made to revoke the withdrawal and reservation, the Secretary of the Interior shall publish in the Federal Register an appropriate order which shall—

(1) terminate the withdrawal and reservation;

(2) constitute official acceptance of full jurisdiction over the lands by the Secretary of the Interior; and

(3) state the date upon which the lands will be opened to the operation of some or all of the public land laws, including the mining laws.

SEC. 808. DELEGABILITY.

(a) DEFENSE.—The functions of the Secretary of Defense or the Secretary of the Navy under this title may be delegated.

(b) INTERIOR.—The functions of the Secretary of the Interior under this title may be delegated, except that an order described in section 807(f) may be approved and signed only by the Secretary of the Interior, the Under Secretary of the Interior, or an Assistant Secretary of the Department of the Interior.

SEC. 809. HUNTING, FISHING, AND TRAPPING.

All hunting, fishing, and trapping on the lands withdrawn by this Act shall be conducted in accordance with the provisions of section 2671 of title 10, United States Code.

SEC. 810. IMMUNITY OF UNITED STATES.

The United States and all departments or agencies thereof shall be held harmless and shall not be liable for any injury or damage to persons or property suffered in the course of any geothermal leasing or other authorized nonmilitary activity conducted on lands described in section 802 of this title.

SEC. 811. MILITARY OVERFLIGHTS.

(a) EFFECT OF ACT.—(1) Nothing in this Act shall be construed to—

(A) restrict or preclude continuation of low-level military overflights, including those on existing flight training routes; or

(B) preclude the designation of new units of special airspace or the establishment of new flight training routes over the lands designated by this Act for inclusion within new or expanded units of the National Park System or National Wilderness Preservation System.

(2) Nothing in this Act shall be construed as requiring revision of existing policies or procedures applicable to the designation of units of special airspace or the establishment of flight training routes over any Federal lands affected by this Act.

(b) MONITORING.—The Secretary of the Interior and the Secretary of Defense shall monitor the effects of military overflights on the resources and values of the units of the National Park System and National Wilderness Preservation System designated or expanded by this Act, and shall attempt, consistent with national security needs, to resolve concerns related to such overflights

and to avoid or minimize adverse impacts on resources and values and visitor safety associated with overflight activities.

SEC. 812. TERMINATION OF PRIOR RECLAMATION WITHDRAWALS.

Except to the extent that existing Bureau of Reclamation withdrawals of public lands were identified for continuation in Federal Register Notice Document 92-4838 (57 Federal Register 7599, March 3, 1992), as amended by Federal Register Correction Notices (57 Federal Register 19135, May 4, 1992; 57 Federal Register 19163, May 4, 1992; and 58 Federal Register 30181, May 26, 1993), all existing Bureau of Reclamation withdrawals made by Secretarial Orders and Public Land Orders affecting public lands and Indian lands located within the California Desert Conservation Area established pursuant to section 601 of the Federal Land Policy and Management Act of 1976 are hereby terminated.

At the end of the bill add the following:

TITLE VIII—BUY AMERICAN ACT

SEC. 801. COMPLIANCE WITH BUY AMERICAN ACT.

None of the funds made available in this Act may be expended in violation of sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c, popularly known as the "Buy American Act"), which are applicable to those funds.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,
Will the House pass said bill?

The SPEAKER pro tempore, Mr. SHARP, announced that the yeas had it.

Mr. WALKER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the	{	Yeas	213
affirmative		Nays	210

75.12

[Roll No. 322]

AYES—213

Abercrombie	Coleman	Gingrich
Ackerman	Collins (IL)	Glickman
Andrews (ME)	Collins (MI)	Gonzalez
Andrews (TX)	Conyers	Gordon
Applegate	Coppersmith	Green
Bacchus (FL)	Coyne	Gutierrez
Baessler	Darden	Hall (OH)
Ballenger	DeLauro	Hamburg
Barca	Dellums	Harman
Barcia	Derrick	Hastings
Barlow	Deutsch	Hefner
Barrett (WI)	Dicks	Hilliard
Bateman	Dingell	Hinchey
Becerra	Dixon	Hoagland
Beilenson	Dooley	Hochbrueckner
Berman	Durbin	Holden
Bevill	Edwards (CA)	Houghton
Bilbray	Engel	Hoyer
Blackwell	English	Hughes
Bliley	Eshoo	Inslee
Bonilla	Evans	Jacobs
Bonior	Farr	Jefferson
Borski	Fazio	Johnson (CT)
Boucher	Fields (LA)	Johnson (GA)
Brooks	Filner	Johnson (SD)
Brown (CA)	Fish	Johnson, E.B.
Brown (FL)	Flake	Johnston
Brown (OH)	Foglietta	Kanjorski
Bryant	Ford (MI)	Kaptur
Byrne	Ford (TN)	Kennelly
Cantwell	Frank (MA)	Kildee
Cardin	Franks (CT)	Kleczka
Carr	Frost	Klein
Chapman	Furse	Klink
Clay	Gejdenson	Kopetski
Clayton	Gephardt	Kreidler
Clement	Gibbons	LaFalce
Clyburn	Gilman	Lambert